



Minutes Town Council Regular Meeting April 7, 2022

Valerie Molina
Mayor

Ricardo Vital
Vice Mayor

Mary Bravo
Councilmember

Gloria Cota
Councilmember

Elvira Osuna
Councilmember

Joe Sánchez
Councilmember

Anita Cota Soto
Councilmember

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Town Council Chambers
9241 S. Avenida del Yaqui
Guadalupe, AZ 85283
Phone: (480) 730-3080
Fax: (480)-505-5368

Minutes of the Guadalupe Town Council Regular Meeting held on Thursday, April 7, 2022, at 6:00 P.M., at Guadalupe Town Hall, 9241 South Avenida del Yaqui, Museum Room, Guadalupe, Arizona.

A. Mayor Molina called the meeting to order at 6:07 p.m.

B. ROLL CALL

Councilmembers Present: Mayor Valerie Molina. The following councilmembers participated via video conference: Vice Mayor Ricardo Vital, Councilmember Mary Bravo, Councilmember Elvira Osuna, Councilmember Joe Sánchez (*arrived at 6:08 p.m.*), and Councilmember Anita Cota Soto

Councilmember Absent: Councilmember Gloria Cota

Staff Present: Jeff Kulaga – Town Manager / Clerk, and Jennifer Drury – Assistant to the Town Manager, and David Ledyard – Town Attorney via teleconference

C. INVOCATION/PLEDGE OF ALLEGIANCE

Councilmember Bravo provided the invocation. Mayor Molina then led the Pledge of Allegiance.

Councilmember Sánchez joined the meeting.

D. APPROVAL OF MINUTES

1. Approval of the March 10, 2022, Town Council Regular Meeting Minutes.

Motion by Vice Mayor Vital to approve agenda item D1; second by Councilmember Bravo. Motion passed unanimously on a voice vote 6-0.

1. Councilmembers approved the March 10, 2022, Town Council Regular Meeting Minutes.

E. CALL TO THE PUBLIC

No one spoke. Mayor Molina announced that Town Hall is open and that the public is welcome to address the Council in person or via e-mail.

F. MAYOR and COUNCIL PRESENTATIONS

Mayor Molina introduced Bidgett Valenzuela and invited her to address the Council. Ms. Valenzuela stated that she serves as the Substance Abuse & Suicide Prevention – Science Educator for the Pascua Yaqui Tribe. Ms. Valenzuela introduced students in attendance and invited a student to read a proclamation declaring April 29, 2022 as Día del Niño Day in the Town of Guadalupe. Ms. Valenzuela stated that is a celebration scheduled for April 29, 2022.



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G. DISCUSSION AND POSSIBLE ACTION ITEMS:

Mayor Molina announced that agenda item G3 will be relocated to the last agenda item. Councilmembers concurred.

1. AVENIDA DEL YAQUI STREET IMPROVEMENT PROJECT INTERGOVERNMENTAL AGREEMENT AMENDMENT NO. 2

Mayor Molina stated that this agenda item is for Council to consider approving Amendment No. 2 to an intergovernmental agreement with the State of Arizona, acting through its Department of Transportation (ADOT) for the purpose approving a refund from ADOT in the amount of \$953,714 due to the Town receiving an additional \$953,714 in federal funding for the Avenida del Yaqui Street Improvement Project; and, authorizes the Mayor to execute all documents in furtherance of this agreement amendment. The revised project costs are as follows: Estimated total project cost: \$6,617,882 of which Federal Funds total \$6,235,947 and Town funds total \$381,935 (5.8%).

Jeff Kulaga, Town Manager / Clerk, stated that the original construction bid for the Avenida del Yaqui Street Improvement Project (Project) was slightly over \$1 million. The Town paid the construction overage amount to ADOT with the hope that the Town would be awarded federal closeout funds from the Maricopa Association of Governments (MAG). The Town received \$953,714 in federal funding from MAG for the Project. If Council approves this agenda item, it will authorize ADOT to refund the Town \$953,714.

Motion by Councilmember Bravo to approve agenda item G1; second by Vice Mayor Vital. Motion passed unanimously on a voice vote 6-0.

Councilmembers approved Amendment No. 2 (C2019-12B) to an intergovernmental agreement 19-0007278-I with the State of Arizona, acting through its Department of Transportation (ADOT) for the purpose approving a refund from ADOT in the amount of \$953,714 due to the Town receiving an additional \$953,714 in federal funding for the Avenida del Yaqui Street Improvement Project; and, authorizes the Mayor to execute all documents in furtherance of this agreement amendment. The revised project costs are as follows: Estimated total project cost is \$6,617,882 of which Federal Funds total \$6,235,947 and Town funds total \$381,935 (5.8%).

2. TRIBAL REVENUE SHARING GAMING GRANT SUPPORT LETTER REQUEST

Mayor Molina stated that this agenda item is for Council to consider approving a support letter for inclusion with the Tempe Guadalupe Little League's revenue sharing gaming grant application to the Pascua Yaqui Tribe. The Tempe Guadalupe Little League is requesting \$20,000 for equipment and registration player fees.

Jeff Kulaga, Town Manager / Clerk, stated that in 2021, the Council approved a support letter request application process for non-profit agencies to request the Towns' support, in the form of a letter, for tribal revenue sharing grants. The support letter is part of the tribal entity's application requirements. The Guadalupe Little League has requested such a letter for a grant to fund registration fees and various equipment.

In response to a question, Mr. Kulaga stated that the little league currently has 101 members.

Councilmembers noted that the Guadalupe Little League is the most affordable league in District 13; the Little League has never been able to provide scholarships to residents; and, that the Little League conducts fund raising activities for donations.

Motion by Councilmember Soto to approve agenda item G2; second by Councilmember Bravo. Motion passed unanimously on a voice vote 6-0.

Councilmembers approved a support letter from the Town Council for inclusion with the Tempe



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Guadalupe Little League's revenue sharing gaming grant application to the Pascua Yaqui Tribe. The Guadalupe Little League is requesting \$20,000 for equipment and member registration fees.

4. APPROVAL OF CONTRACT – COUNCIL CHAMBERS IMPROVEMENT PROJECT *(items G4 – G8 taken out of order)*

Mayor Molina stated that this agenda item is for Council to consider awarding the Council Chambers Improvement Project construction contract to TSG Constructors, LLC, in the amount of \$417,000. The project is designed to improve the Council Chamber acoustics, the air quality, and updated technology to allow for broadcasting Town Council meetings over the internet and to allow Councilmembers, staff, and the public to attend virtually. The project is anticipated to be completed by August 4, 2022. Funding for this project is available from American Rescue Plan Act (ARP) Coronavirus State and Local Fiscal Recovery Funds (CSLFRF) through the Pascua Yaqui Tribe.

Jeff Kulaga, Town Manager / Clerk, stated that the Council Chambers Improvement Project (Project) is being funded by COVID-19 funds that were provided to the Town by the Pascua Yaqui Tribe. Project elements include improving the HVAC system to achieve better air flow, improving the acoustics, and will allow the Town to continue live streaming services for Council meetings. Only one bidder responded to the request for proposals (RFP). Because there was only one respondent to the RFP, federal funding requires that a third party conduct a cost evaluation of the bid, which was done by Abacus Project Management (Abacus). Abacus determined that the bid amount was reasonable and fair for the work needed. Staff is recommending approval of the contract. To date, \$55,000 has been spent for Dibble Engineering to provide the design, bid process, and construction administration services. It cost \$4,300 for Abacus to evaluate the bid response. Technology for audio visual systems will cost \$97,000. The total cost estimate for the project is \$570,000.

Motion by Vice Mayor Vital to approve agenda item G4; second by Councilmember Osuna. Motion passed unanimously on a voice vote 6-0.

Councilmembers awarded the Council Chambers Improvement Project construction contract to TSG Constructors, LLC, (C2022-12) in the amount of \$417,000. The project is designed to improve the Council Chambers acoustics, the air quality, and upgraded technology to allow for broadcasting Town Council meetings over the internet and to allow Councilmembers, staff, and the public to attend virtually. The project is anticipated to be completed by August 4, 2022. Funding for this project is available from American Rescue Plan Act (ARP) Coronavirus State and Local Fiscal Recovery Funds (CSLFRF) through the Pascua Yaqui Tribe.

5. APPROVAL OF CONTRACT – TOWN MARQUEE

Mayor Molina stated that this agenda item is for Council to award the outdoor LED marquee sign construction contract to Summit West Signs, in an amount not to exceed \$85,000. The new sign will be placed on Town Hall property directly west of Town Hall, adjacent to the sidewalk. The project is anticipated to be completed within 90 days of award of contract. Funding for this project is available from American Rescue Plan Act (ARP) Coronavirus State and Local Fiscal Recovery Funds (CSLFRF) through the Pascua Yaqui Tribe.

Jeff Kulaga, Town Manager / Clerk, stated that the Town received two bids in response to a request for proposals for a new Town marquee. Summit West Signs provided the best response, value, and technology. If approved, the marquee would be located on Town Hall property. The contract price does not include removal of the existing marquee which is located on land formerly owned by the Town. Mr. Kulaga provided slides depicting the proposed new marquee.

In response to questions, Mr. Kulaga stated that the sign will face north/south. The sign could be turned off at 10:00 p.m., to minimize disturbing neighbors.

In response to a question regarding the bid response dollar amount, Sara Farrah, Covid-19 Consultant, stated that she and staff negotiated with the vendor on the preferred design and contract dollar amount.



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**Motion by Councilmember Bravo to approve agenda item G5; second by Councilmember Osuna.
Motion passed unanimously on a voice vote 6-0.**

Councilmembers awarded the outdoor LED marquee sign construction contract (C2022-13) to Summit West Signs, in an amount not to exceed \$85,000. The new marquee sign will be located on Town Hall property directly west of Town Hall, adjacent to the sidewalk. The project is anticipated to be completed within 90 days of the award of contract. Funding for this project is available from American Rescue Plan Act (ARP) Coronavirus State and Local Fiscal Recovery Funds (CSLFRF) through the Pascua Yaqui Tribe.

6. APPROVAL OF CONTRACT – TOWN HALL ROOF DESIGN

Mayor Molina stated that this agenda item is for Council to consider awarding a contract to Western Roof Evaluation Corporation (WRECORP) in the amount of \$29,101. The purpose of the contract is for WRECORP to provide the design, bid process, construction administration, and inspection services in preparation for the replacement of the roof on Town Hall located at 9241 South Avenida del Yaqui. Funding for this project is available in the Fiscal Year 2022 General Capital budget.

Jeff Kulaga, Town Manager / Clerk, stated that the Town Hall roof has leaks. Funding for this project is available in the General Capital budget. This project does not qualify for COVID-19 funds. Western Roof Evaluation Corporation will provide the design, bid process, construction administration, and inspection services in preparation for the replacement of the roof. Replacement of the roof is estimated to cost \$145,000.

In response to a question, Mr. Kulaga stated that repair of the damaged walls in the records room will be part of the Council Chambers Improvement Project.

**Motion by Councilmember Bravo to approve agenda item G6; second by Councilmember Osuna.
Motion passed unanimously on a voice vote 6-0.**

Councilmembers awarded a contract (C2022-15) to Western Roof Evaluation Corporation (WRECORP) in the amount of \$29,101. The purpose of the contract is for WRECORP to provide the design, bid process, construction administration, and inspection services in preparation for the replacement of the roof on Town Hall located at 9241 South Avenida del Yaqui. Funding for this project is available in the Fiscal Year 2022 General Capital budget.

7. INTERGOVERNMENTAL AGREEMENT – MARICOPA COUNTY ANIMAL CARE AND CONTROL DEPARTMENT FOR ANIMAL CONTROL SERVICES (RESOLUTION NO. R2022.16)

Mayor Molina stated that this agenda item is for Council to consider adopting a resolution to approve an intergovernmental agreement (agreement) with Maricopa County (County) by and through its Animal Care and Control Department (ACC) and the Town of Guadalupe for the provision of animal control services. If approved, the initial term of this agreement will be from July 1, 2022 through June 30, 2027; and, may be renewed for up to two successive two-year terms by mutual agreement of both parties. The cost of service for the initial contract term is \$31,343. Approval of the agreement authorizes the Mayor, or designee, to sign all necessary documents in furtherance of the agreement.

Jeff Kulaga, Town Manager / Clerk, stated that the proposed contract is for Maricopa County Animal Care and Control to provide animal control services to the Town. This is a complaint driven contract and is \$72 higher than the existing contract that the Town has with the County for animal control services. Animal Care and Control representatives will be invited to provide a presentation to Council prior to July 1. The proposed contract would become effective on July 1, 2022.

In response to a question, Mr. Kulaga stated that this is a five-year agreement, with an annual renewal process.



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Motion by Councilmember Bravo to approve agenda item G7; second by Vice Mayor Vital. Motion passed unanimously on a voice vote 6-0.

Councilmembers adopted **RESOLUTION NO. R2022.16** to approve an intergovernmental agreement (agreement) (C2022-17) with Maricopa County (County) by and through its Animal Care and Control Department (ACC) and the Town of Guadalupe for the provision of animal control services. The initial term of this agreement will be from July 1, 2022 through June 30, 2027; and, may be renewed for up to two successive two-year terms by mutual agreement of both parties. The cost of service for the initial contract term is \$31,343. Approval of the agreement authorizes the Mayor, or designee, to sign all necessary documents in furtherance of the agreement.

8. INTERGOVERNMENTAL AGREEMENT – MARICOPA COUNTY ANIMAL CARE AND CONTROL DEPARTMENT FOR TOWN USE OF COUNTY ANIMAL CONTROL SHELTER FACILITIES (RESOLUTION NO. R2022.17)

Mayor Molina stated that this agenda item is for Council to consider adopting a resolution to approve an intergovernmental agreement (agreement) with Maricopa County (County) by and through its Animal Care and Control Department (ACC) and the Town of Guadalupe for the Town's use of County animal control shelter facilities. If approved, the initial term of this agreement will be from July 1, 2022 through June 30, 2027; and, may be renewed for up to two successive two-year terms by mutual agreement of both parties. The cost of service for the initial contract term is estimated to be \$6,054. Approval of the agreement authorizes the Mayor, or designee, to sign all necessary documents in furtherance of the agreement.

Jeff Kulaga, Town Manager / Clerk, stated that there is a \$36/day animal sheltering cost from the County Animal Care and Control facility to the Town. Based on the previous fiscal year, the estimated cost is \$6,054 from July 2022 – July 2023. Animal licensing fees lowers the facility use fees, which is an incentive for dogs to be licensed. This is a new fee.

A Councilmember noted that the facility use fee is a new charge to pet owners, and not the Town.

Motion by Vice Mayor Vital to approve agenda item G8; second by Councilmember Sánchez. Motion passed unanimously on a voice vote 6-0.

Councilmembers adopted **RESOLUTION NO. R2022.17** to approve an intergovernmental agreement (agreement) (C2022-18) with Maricopa County (County) by and through its Animal Care and Control Department (ACC) and the Town of Guadalupe for the Town's use of County animal control shelter facilities. The initial term of this agreement is July 1, 2022 through June 30, 2027; and, may be renewed for up to two successive two-year terms by mutual agreement of both parties. The cost of service for the initial contract term is estimated to be \$6,054. Approval of the agreement authorizes the Mayor, or designee, to sign all necessary documents in furtherance of the agreement.

1. MARICOPA COUNTY SHERIFF'S OFFICE UPDATE *(item taken out of order)*

Mayor Molina stated that this agenda item is for Council to receive a presentation from the Maricopa County Sheriff's Office (MCSO) representatives regarding public safety policing activities and statistics in the Town of Guadalupe.

Jeff Kulaga, Town Manager / Clerk, introduced Cory Morrison, MCSO Captain to provide the presentation. Mr. Morrison stated that the presentation includes data from 2019 – 2021 as it relates to violent crime statistics for homicides, sexual assaults, robberies, and aggravated assaults; crime patterns; local crime comparisons; response times; and, law enforcement service comparisons. The data that has been compiled originated from the MCSO's computer aided dispatch and TraCs (file management systems).



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Mr. Morrison noted that the MCSO would like to work with the community to reduce the number of violent crimes in Guadalupe. MCSO has found it challenging to investigate a crime when eyewitnesses are unwilling to share information. From 2019 to 2021, gun shots fired calls for service increased 178%. MCSO strives to collect evidence so individuals can be linked to crimes.

Deputy initiated calls for service concerning drug activity increased 68% from 2019 to 2020. The majority of drug activity is occurring along the Baseline Road corridor at gas stations and hotels. MCSO has been working with business owners to try to reduce drug activity. Assaults on deputies are also on the rise, with 5 assaults occurring in 2021.

Mr. Morrison then discussed crime comparisons between Guadalupe and various other municipalities in Arizona. In nearly every category, Guadalupe's crime rate per category was up to 10 times higher than like type crimes compared to other jurisdictions.

MCSO's response time meets industry best practices, which is to be on the scene within five minutes. There are 11.5 sworn law enforcement officers in Guadalupe. MCSO has a liaison and a detective that are dedicated to Guadalupe. MCSO is working on technological solutions to collecting evidence; working with law enforcement partners, the community, and Town officials; and, seeking grant funding to acquire resources. MCSO is also mindful of industry best standards.

In response to questions, Mr. Morrison stated that the level of drug use was not included in the violent crime statistics.

A Councilmember requested additional information related to the locations of where the sexual assaults are occurring; and, requested that the PowerPoint presentation be added to the Town's website for the purpose of transparency to the community. The Town Council is concerned about the crime statistics and discussed the locations where a majority of crime incidents are occurring, which is along Baseline Road.

In response to a question, Mr. Morrison stated that he will provide follow up information regarding what businesses have been victimized and which businesses are participating in prosecuting individuals committing crimes at those locations.

In response to questions, Mr. Morrison stated that Priority 1 calls vary in nature. Resources allocated are based on the priority assigned to a call. In an abduction incident, significant law enforcement resources would be assigned, and multiple activities would be occurring simultaneously. MCSO also has a crisis response team that responds to certain incidents.

In response to a question, Mr. Morrison stated that the State of Arizona assists MCSO when there are individuals that are a threat to themselves and others and that have mental health challenges. There are times when individuals are placed in facilities under a doctor's order so that they can receive the appropriate mental health treatment. There are situations where an individual does not qualify for a treatment facility and when that occurs, MCSO offers the individual resources where they can seek assistance.

In response to questions, Mr. Morrison stated that MCSO does not currently collaborate with the City of Tempe Care 7 Crisis Response Team. Staffing shifts are staggered. Many of the MCSO deputies that work in Guadalupe request to be assigned to Guadalupe. All deputies are provided field training; and, many of the deputies have relationships with community members and want to have a positive impact on Guadalupe.

In response to a question, Mr. Morrison stated that he has met with community members to discuss what they would like their community to look like. MCSO would like to collaborate with community members and Town officials to discuss challenges and to set goals. Benchmarks could be developed to determine if goals are being achieved.



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Mr. Morrison stated that he would like MCSO officials to meet with community members on a regular basis to discuss their concerns and to develop relationships.

H. TOWN MANAGERS' COMMENTS

Jeff Kulaga, Town Manager / Clerk

- Congratulated Senior Center staff on the successful departmental audit recently conducted by the Area Agency on Aging.
- Thanked Public Works staff for their work.
- Thanked Dibble Engineering for their assistance in applying for a \$700,000 federal grant for street light renovations.
- Staff will be submitting a grant application for \$600,000 in funding to complete the sewer system rehabilitation project.

I. COUNCILMEMBERS' COMMENTS

Councilmember Bravo

- Thanked community members for getting vaccinated, and for the declining COVID-19 infection rate.
- Thanked the Maricopa County Sheriff's Office for their report. Encouraged community members to review the MCSO report on the Town's website.

Councilmember Osuna

- Thanked staff for their work.

Councilmember Soto

- Thanked staff for their work.
- Urged everyone to visit the restaurants operating in the Mercado.
- Requested that staff do a site visit to new businesses operating on a vacant lot; and, a trailer operating on Calle Carlos.
- Wished everyone a wonderful holy week.

Councilmember Sanchez

- Thanked staff for their work.
- Urged everyone to stay healthy.

Vice Mayor Vital

- Thanked staff for their work.
- Wished everyone a safe holy week.

Mayor Molina

- Congratulated Senior Center staff for their work and looking forward to the Senior Center reopening.
- Thanked Congressman Gallego for his assistance in the Town receiving a federal grant for the Highline Canal project.
- Town Hall is closed on Good Friday and the Monday following Easter.
- Wished everyone Happy Easter.



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J. ADJOURNMENT

Motion by Vice Mayor Vital to adjourn the Regular Council Meeting; second by Councilmember Osuna. Motion passed unanimously on a voice vote 6-0.

The meeting was adjourned at 7:50 p.m.

Valerie Molina, Mayor

ATTEST:

Jeff Kulaga, Town Manager / Town Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the April 7, 2022, Town of Guadalupe, Town Council Regular Meeting. I further certify the meeting was duly called and held, and that a quorum was present.

Jeff Kulaga, Town Manager / Town Clerk